



Defendants denied a subset of Plaintiffs' allegations and disputed their entitlement to the full amount of requested wages and the validity of their claims. Plaintiffs' Complaint was filed on September 9, 2011. (Doc 1). The Court granted Plaintiffs' motion for conditional class certification on November 16, 2011. (Doc 16). In total, 56 opt-in plaintiffs consented to join the class.

2. The Parties have reached a resolution of this matter and have agreed to (i) the entry by the Court of the Agreed Judgment in the form attached hereto, under which the individual plaintiffs are calculated to receive \$535,000. The individual plaintiffs' identity and award amount are set forth on the Agreed Judgment. The Agreed Judgment also includes an award of attorneys' fees and costs in the amount of \$150,000 to Plaintiffs. This amount represents 22% of the total recovery of the Plaintiffs, an amount which is less than the 40% contingent recovery to which Plaintiffs' counsel is entitled to under its agreements with Plaintiffs. Because of the nature of the claims, the Parties seek Court approval. *See Lynn's Food Stores, Inc. v. U.S.*, 679 F.2d 1350, 1352 (11th Cir. 1982).

3. The Parties have reached this resolution in order to avoid the uncertainties of litigation, the attorneys' fees associated with this type of action, and in consideration of the arrest and incarceration of Hussein "Mike" Yassine, the principal of the Defendants, and the closure of the nightclubs operated by the corporate defendants. Importantly, throughout the entirety of the resolution process the Plaintiffs were represented by competent counsel with experience in this area of law. Defendants also were represented by experienced counsel throughout the process.

4. The Parties jointly request that the Court enter an Order approving the settlement and enter the Agreed Judgment.

Respectfully submitted this 23<sup>rd</sup> day of January 2013,

**/s/ Asher Griffin**

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